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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/840,444	04/24/2001	Xin Zhang	401185	1915
23548	7590	05/26/2005	EXAMINER	
LEYDIG VOIT & MAYER, LTD 700 THIRTEENTH ST. NW SUITE 300 WASHINGTON, DC 20005-3960			JONES, HUGH M	
			ART UNIT	PAPER NUMBER
			2128	

DATE MAILED: 05/26/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

DETAILED ACTION

1. Claims 1-5 of U. S. Application 09/840,444 filed 04/24/2001 are presented for examination.

Response to Amendment

2. The reply filed on 4/13/2005 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): Applicant's response again appears to indicate that they are working from a different specification than the one present before the office. In response to a request for information, Applicants provided a publication dated 2003, which is two years after Applicant's filing date. Applicants also stated that the publication was incorporated by reference in the specification. However, it is impossible to incorporate by reference a publication that has a date subsequent to Applicant's filing date. The actual incorporated reference is listed on lines 11-16 of page 4 of the specification.

3. Furthermore, Applicants refer to page 5, lines 9-14. There is no line 9 in the version that has the incorporated reference, entitled, "Advanced Computing Technology for Integrated Design of Textiles and Apparel; Ergonomics of Protective Clothing; Conference Proceedings, 2000. The version that does have lines 9-14 on page 5 has no incorporation by reference.

4. Thus, there appears to be confusion about the correct specification (this is the second occurrence). Clarification is requested.

5. See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing

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date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

6. Any inquiry concerning this communication or earlier communications from the examiner should be:

directed to:

Dr. Hugh Jones telephone number (703) 305-0023, Monday-Thursday 0830 to 0700 ET, **or** the examiner's supervisor, Kevin Teska, telephone number (703) 305-9704. Any inquiry of a general nature or relating to the status of this application should be directed to the Group receptionist, telephone number (703) 305-3900.

mailed to: Commissioner of Patents and Trademarks

Washington, D.C. 20231

or faxed to: (703) 308-9051 (for formal communications intended for entry) **or**

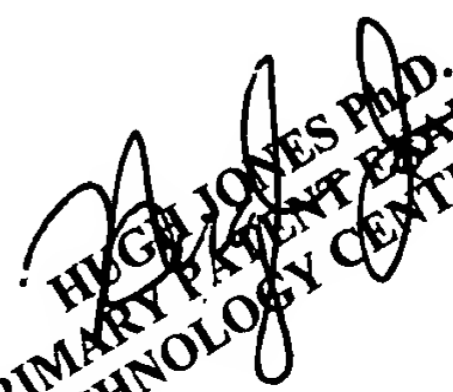
(703) 308-1396 (for informal or draft communications, please label

APROPOSED or *ADRAFT*).

Dr. Hugh Jones

Primary Patent Examiner

May 22, 2005


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PRIMARY PATENT EXAMINER
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